

# Senate File 2004 - Introduced

SENATE FILE \_\_\_\_\_  
BY KIBBIE

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to advertising renewable fuels by the use of  
2 decals affixed to motor fuel pumps.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 5570XS 82  
5 da/rj/5

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1 1 Section 1. Section 159A.2, Code 2007, is amended by adding  
1 2 the following new subsection:  
1 3 NEW SUBSECTION. 5A. "E=85 gasoline" means the same as  
1 4 defined in section 214A.1.  
1 5 Sec. 2. Section 159A.6, subsection 2, Code 2007, is  
1 6 amended to read as follows:  
1 7 2. a. The office shall promote the advantages related to  
1 8 the use of renewable fuels as an alternative to nonrenewable  
1 9 fuels. Promotions shall be designed to inform the ultimate  
1 10 consumer of advantages associated with using renewable fuels,  
1 11 and emphasize the benefits to the natural environment. The  
1 12 promotion shall inform consumers at the businesses of retail  
1 13 dealers of motor vehicle fuels.  
1 14 b. The committee shall develop standards for decals  
1 15 required pursuant to section 214A.16, which shall be designed  
1 16 to promote the advantages of using renewable fuels which are  
1 17 E=85 gasoline, biodiesel, or biodiesel blended fuel. The  
1 18 standards may be incorporated within a model decal adopted by  
1 19 the committee and approved by the office.  
1 20 Sec. 3. Section 214A.16, Code 2007, is amended to read as  
1 21 follows:  
1 22 214A.16 NOTICE OF ~~BLENDED FUEL~~ CERTAIN RENEWABLE FUELS ==  
1 23 DECAL.  
1 24 If ~~motor fuel containing~~ a renewable fuel which is E=85  
1 25 gasoline, biodiesel, or biodiesel blended fuel is sold from a  
1 26 motor fuel pump, the pump shall have affixed a decal  
1 27 identifying the name of the renewable fuel. The decal may be  
1 28 different based on the type of renewable fuel used. The  
1 29 design and location of the decal shall be prescribed by rules  
1 30 adopted by the department. ~~A~~ The decal identifying a  
1 31 renewable fuel shall be consistent with standards adopted  
1 32 pursuant to section 159A.6. The department may approve an  
1 33 application to place ~~a~~ the decal in a special location on a  
1 34 pump or container or use ~~a~~ an alternative decal with special  
1 35 lettering or colors, if the decal appears clear and  
2 1 conspicuous to the consumer. The application shall be made in  
2 2 writing pursuant to procedures adopted by the department.

### EXPLANATION

2 4 This bill provides that a retail dealer of motor fuel is no  
2 5 longer required to place a renewable fuel decal on a motor  
2 6 vehicle pump which dispenses renewable fuel, unless the motor  
2 7 fuel is E=85 gasoline, biodiesel, or biodiesel blended fuel.  
2 8 A renewable fuel is produced from a biomass and generally  
2 9 includes either (1) some form of ethanol blended gasoline or  
2 10 (2) biodiesel or some form of biodiesel blended fuel. Code  
2 11 section 214A.1 defines "ethanol" as ethyl alcohol. Ethanol  
2 12 blended gasoline includes so-called "E=10 gasoline" having a  
2 13 mixture of 10 percent ethanol and "E-85 gasoline" which is a  
2 14 mixture of between 70 and 85 percent ethanol. Code section  
2 15 214A.1 defines "biodiesel" as being derived from vegetable  
2 16 oils or animal fats.  
2 17 The office of renewable fuels and coproducts and the  
2 18 department of agriculture and land stewardship would still be  
2 19 responsible for designing decals and the department would  
2 20 continue to be responsible for the inspection and enforcement

2 21 of requirements relating to their placement on motor fuel  
2 22 pumps.  
2 23 LSB 5570XS 82  
2 24 da/rj/5